

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Kaiser Faisal Nur,

Case No. 19-cv-2384 (WMW/DTS)

Plaintiff,

**ORDER ADOPTING REPORT AND
RECOMMENDATION**

v.

Olmsted County et al.,

Defendants.

This matter is before the Court on the August 26, 2021 Report and Recommendation (R&R) of the United States Magistrate Judge David T. Schultz. (Dkt. 73.) The R&R recommends granting in part and denying in part Defendants Stella Essien, Elizabeth Schneider-Loberg and MEnD Correctional Care, PLLC's motion for summary judgment and granting Defendant Olmsted County's motion for summary judgment. Objections to the R&R have not been filed. In the absence of timely objections, this Court reviews an R&R for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Having reviewed the R&R, the Court finds no clear error.

Based on the R&R, the foregoing analysis and all the files, records and proceedings herein, **IT IS HEREBY ORDERED:**

1. The August 26, 2021 R&R, (Dkt. 73), is **ADOPTED**.
2. Defendants Stella Essien, Elizabeth Schneider-Loberg and MEnD Correctional Care, PLLC's motion for summary judgment, (Dkt. 58) is **GRANTED IN PART AND DENIED IN PART** as follows:

- a. The motion is **DENIED** with respect to Plaintiff's Fourteenth Amendment deliberate-indifference claims against Essien and Schneider-Loberg; and
 - b. The motion is **GRANTED** in all other respects.
3. Defendant Olmsted County's motion for summary judgment, (Dkt. 65), is **GRANTED**.

Dated: September 28, 2021

s/Wilhelmina M. Wright
Wilhelmina M. Wright
United States District Judge